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6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF ARIZONA

8 UNITED STATES OF AMERICA, ) NO. 08-00120M  
9 Plaintiff, )  
10 Vs. ) ORDER  
11 Ubaldo Macedo-Daniel, )  
12 Defendant. )  
13 \_\_\_\_\_)

14 Having considered Defendant's Motion to Extend Time and good cause having  
15 been shown:

16 THE COURT makes the following findings:

- 17 1. The Defendant earnestly wishes to consider the plea offer extended by the  
18 Government;
- 19 2. The Defendant wishes to investigate possible defenses prior to considering  
20 the Government's plea offer;
- 21 3. The Government's plea offer, if accepted by the Defendant and then the  
22 Court, would likely reduce Defendant's exposure to a significant term of imprisonment;
- 23 4. If the Defendant does not timely accept the plea offer prior to indictment,  
24 the government will withdraw said plea offer and any subsequent plea offer after  
25 indictment would likely be less advantageous to the Defendant;
- 26 5. Failure to extend time for indictment in this instance would thus operate to  
27 bar defendant from reviewing the Government's plea offer in a meaningful way prior to  
28 indictment; and

**IT IS HEREBY ORDERED** that defendant's Motion to Extend Time for Indictment requesting an extension of thirty (30) days within the government may seek to indict defendant, is hereby granted.

**IT IS FURTHER ORDERED** that pursuant to the Speedy Trial Act, 18 U.S.C. § 3161, the Government shall have an extension of thirty (30) days to file a timely Indictment. Excludable time shall begin to run on the 31st day after arrest for a period of thirty (30) days in which the Government may present the case to the grand jury.

DATED this 5<sup>th</sup> day of May, 2008.

Lawrence O. Anderson

Lawrence O. Anderson  
United States Magistrate Judge